

Honorable Robert S. Lasnik

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

ELEKTRA ENTERTAINMENT GROUP
INC., a Delaware corporation; ARISTA
RECORDS LLC, a Delaware limited liability
company; VIRGIN RECORDS AMERICA,
INC., a California corporation; SONY BMG
MUSIC ENTERTAINMENT, a Delaware
general partnership; UMG RECORDINGS,
INC., a Delaware corporation; and WARNER
BROS. RECORDS INC., a Delaware
corporation,

Plaintiffs,

v.

LISA MCCLOUD,

Defendant.

**No. 2:05-cv-01146-JCC-RSL
Yarmuth File Sharing Litigation**

**DEFAULT JUDGMENT AND
PERMANENT INJUNCTION**

1 Having considered Plaintiffs' Application for Default Judgment by the Court, and
2 good cause appearing therefore, it is ORDERED:

3 1. Plaintiffs seek the minimum statutory damages of \$750 per infringed work,
4 as authorized under the Copyright Act (17 U.S.C. § 504(c)(1)), for each of the nine sound
5 recordings listed in Exhibit A to the Complaint. Accordingly, having been adjudged to be
6 in default, Defendant shall pay damages to Plaintiffs for infringement of Plaintiffs'
7 copyrights in the sound recordings listed in Exhibit A to the Complaint, in the total
8 principal sum of Six Thousand Seven Hundred Fifty Dollars (\$6,750.00).

9 2. Defendant shall further pay Plaintiffs' costs of suit herein in the amount of
10 Three Hundred Seventy-Five Dollars (\$375.00).

11 3. Defendant shall be and hereby is enjoined from directly or indirectly
12 infringing Plaintiffs' rights under federal or state law in the following copyrighted sound
13 recordings:

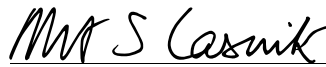
- 14 • "Get Away," on album "My Thoughts," by artist "Avant" (SR# 281-
15 220);
- 16 • "Batter Up," on album "Country Grammar," by artist "Nelly" (SR#
17 281-782);
- 18 • "The Chain," on album "Rumours," by artist "Fleetwood Mac" (SR#
19 N39857);
- 20 • "Let's Ride," on album "Let's Ride," by artist "Montell Jordan" (SR#
21 251-334);
- 22 • "Don't Let Go (Love)," on album "EV3," by artist "En Vogue" (SR#
23 188-664);
- 24 • "Red Light Special," on album "CrazySexyCool," by artist "TLC"
25 (SR# 198-743);
26

- "Get Along With You," on album "Kaleidoscope," by artist "Kelis" (SR# 277-087);
- "Crybaby," on album "Rainbow," by artist "Mariah Carey" (SR# 276-595);
- "Nice and Slow," on album "My Way," by artist "Usher" (SR# 257-730);

and in any other sound recording, whether now in existence or later created, that is owned or controlled by the Plaintiffs (or any parent, subsidiary, or affiliate record label of Plaintiffs) ("Plaintiffs' Recordings"), including without limitation by using the Internet or any online media distribution system to reproduce (i.e., download) any of Plaintiffs' Recordings, to distribute (i.e., upload) any of Plaintiffs' Recordings, or to make any of Plaintiffs' Recordings available for distribution to the public, except pursuant to a lawful license or with the express authority of Plaintiffs. Defendant also shall destroy all copies of Plaintiffs' Recordings that Defendant has downloaded onto any computer hard drive or server without Plaintiffs' authorization and shall destroy all copies of those downloaded recordings transferred onto any physical medium or device in Defendant's possession, custody, or control.

DATED: October 25, 2005

By:



Robert S. Lasnik
United States District Judge